

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Cierullies, Jens

Serial No.:

10/059,703

Filed:

January 28, 2002

For:

DETERMINATION OF PROPERTIES OF AN OPTICAL DEVICE

Art Unit:

2877

Examiner:

Michael A. Lyons

Attorney Docket:

US 20 01 0487

Confirmation No.:

5513

Customer No.:

27,623

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

02/09/2004 TBESHAH1 00000107 10059703

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Dear Sir:

180.00 OP

In accordance with applicant's duty of disclosure under 37 C.F.R. §1.56, please find attached hereto form PTO-1449 listing information which may be material to the patentability of this application, filed concurrently herewith. This Information Disclosure Statement is being filed:

paternability of the approach, med deficiency from the maintainer Discussion	
Statement is being filed:	
	Within three (3) months of the filing date of the national application;
	Within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application;
	Before the mailing date of a first Office Action on the merits;
XXX	After the filing date or date of first Office Action, but before the mailing date of a final action under 37 C.F.R. §1.113, provided that this occurs prior to the issuance of a Notice of Allowance and provided that this I.D.S. is accompanied by either a certification as specified in 37 C.F.R. §1.97(e) or the fee set forth in 37 C.F.R. §1.17(p);
	After the filing date or date of first Office Action, but before the mailing date of a Notice of Allowance under 37 C.F.R. §1.311, provided that this occurs prior to the final action and provided that this I.D.S. is accompanied by either a certification as specified in 37 C.F.R. §1.97(e) or the fee set forth in 37 C.F.R. §1.17(p);

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 After the mailing date of a final action under 37 C.F.R. §1.113, provided that this occurs prior to the issuance of a Notice of Allowance and provided that this I.D.S. is accompanied by either a certification as specified in 37 C.F.R. §1.97(e), a petition requesting consideration of the I.D.S., and the petition fee set forth in 37 C.F.R. §1.17(i)(1); and
 After the mailing date of a Notice of Allowance under 37 C.F.R. §1.311, provided that this occurs prior to the issuance of a final action and provided that this I.D.S. is accompanied by either a certification as specified in 37 C.F.R. §1.97(e), a petition requesting consideration of the I.D.S., and the petition fee set forth in 37 C.F.R. §1.17(I)(1).

Also enclosed is a copy of PCT Publication No. WO 98/36252.

It should be understood that attention has been called to the references that have been deemed to be pertinent to the claimed present invention. In concluding what was pertinent, the criteria employed was considered most appropriate in light of the invention shown in the present application. However, the Examiner or others may deem some other criteria to be just as appropriate or more appropriate. Therefore, the Examiner is respectfully urged to review the listed references and to make the usual careful independent search for other prior art that may be pertinent.

Respectfully submitted,

February 2, 2004

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Sheet <u>1</u> of <u>1</u>. **CUSTOMER NO.: 27623** Application Number Docket Number (Optional) FORM PTQ-1449 10/059,703 US 20 01 0487 Applicant INFORMATION DISCLOSURE CITATION IN AN APPLICATION Cierullies, Jens Filing Date Group Art Unit (Use several sheets if necessary) 2877 January 28, 2002 FEB 0 2 2004 S U. S. PATENT DOCUMENTS FILING DATE IF **EXAMINER** INITIAL TRADENAR **APPROPRIATE** DATE **CLASS** SUBCLASS NAME DOCUMENT NUMBER FOREIGN PATENT DOCUMENTS Translation DOCUMENT DATE COUNTRY **CLASS SUBCLASS** YES NO NUMBER Х WO 98/36252 20/8/98 **PCT** OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.) DATE CONSIDERED **EXAMINER** EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through

citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.